RECEIVED IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF ALABAMA 17 P 4:01 NORTHERN DIVISION

J.S., (a minor child by and through his father and next friend, John Seawright),

Plaintiff,

VS.

capacity,

Officer Curt Campbell, in his individual

Defendant.

Y DISTRICT COURT THOUSE DISTRICT ALA

Civil No. 02:05-cv-928-WKW

DEFENDANT'S MOTION FOR ENTRY OF HIPAA ORDER

COMES NOW the Defendant, by and through counsel, and respectfully requests this Honorable Court to sign and enter the attached HIPAA Order in this case. Said Order is necessary so that the Defendant may obtain mental health records which are relevant and material to the claims asserted against the Defendant by the Plaintiff in this case.

WHEREFORE, PREMISES CONSIDERED, the Defendant respectfully requests this Honorable Court to sign and enter the attached HIPAA Order so that the Defendant may utilize said order to begin discovery of relevant and material medical information with respect to the Plaintiff.

RICK A. HOWARD (RAH045)

Attorney for Defendant

OF COUNSEL:

NIX HOLTSFORD GILLILAND HIGGINS & HITSON, P.C.

P. O. Box 4128

Montgomery, Alabama 36103

Tel: 334-215-8585 Fax: 334-215-7101

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been served upon:

Jay Lewis Law Offices of Jay Lewis, LLC Post Office Box 5059 Montgomery, AL 36103

by placing same in the United States Mail, postage prepaid, on this the 17 day of February, 2006.

MPRIL

Wish Amust OF COUNSEL